IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

S.B.CRIMINAL MISC. PETITION NO. 1100/2006
(Manoj Kumar & Ors. Vs. State of Rajasthan & Anr.)

Date of Order : 12/12/2006

PRESENT

HON'BLE MR. JUSTICE H.R.PANWAR

Mr. Pradeep Shah for the petitioners.
Mr. Ashok Upadhyay, public prosecutor for the State.

BY THE COURT:-

By the instant criminal misc. petition under Section 482 of the Code of Criminal Procedure, 1973 (for short 'the Code' hereinafter), the petitioners seek quashing of FIR No.88/06 Police Station, Sadar, Sri Gangangar for the offence under Section 420 IPC.

I have heard learned counsel for the petitioner, public prosecutor. Carefully gone through the FIR.

From perusal of the FIR in question, in my view, the FIR discloses the cognizable offence punishable under Section 420 IPC. The essential ingredients for the offence of cheating as envisaged under Section 415 IPC Illustration (g) are prima-facie made out.

Keeping in view of the decisions of Hon'ble Supreme

Court in State of Haryana Vs. Bhajan Lal, 1992 (Suppl.) 1 SCC 335, and in Union of India and Ors. Vs. B.R.Bajaj and Ors. (1994) 2 SCC 277, in my view, no case for quashing the FIR is made out.

The petition has no force and it is, therefore, dismissed.

(H.R.PANWAR),J.

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